



## City of Marietta Meeting Summary

205 Lawrence Street  
Post Office Box 609  
Marietta, Georgia 30061

### CITY COUNCIL

**William B. Dunaway, Mayor**  
**Annette Paige Lewis, Ward 1**  
**Griffin "Grif" L. Chalfant, Jr., Ward 2**  
**Holly Marie Walquist, Ward 3**  
**Irvan A. "Van" Pearlberg, Ward 4**  
**Rev. Anthony C. Coleman, Ward 5**  
**James W. King, Ward 6**  
**Philip M. Goldstein, Ward 7**

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**Wednesday, February 11, 2009**

**7:00 PM**

**Council Chamber**

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20090123      **Marietta Police Department Recruiting Video**

*Presented*

20090130      **Regular Meeting - January 14, 2009**

Review and approval of the January 14, 2009 regular meeting minutes.

*Approved*

20090131      **Special Meeting - January 29, 2009**

Review and approval of the January 14, 2009 special meeting minutes.

*Approved*

20090049      **Planning Commission Appointment**

Appointment of Stephen Diffley to the Marietta Planning Commission (Ward 7) for a term of three years expiring on January 14, 2012.

*Approved*

20090003      **Z2009-01 James W. Friedewald, St. Joseph Catholic Church, 589 Campbell Hill St., 555 Sugar Hill Dr., 558 St. Joseph Way, 95 Lacy St., 570 Nancy St., 574 Nancy St. and 543 Sugar Hill Drive**

Z2009-01 [REZONING AND SPECIAL LAND USE PERMIT] ST. JOSEPH CATHOLIC CHURCH request rezoning and special land use permit for property located in Land Lot 10860, 16th District, Parcels 0010, 0460, 0370, 0220, 0230, 0240 and 0450, 2nd Section, Marietta, Cobb County, Georgia and being known as 589 Campbell Hill Street, 555 Sugar Hill Drive, 558 St. Joseph Way, 95 Lacy Street, 570 Nancy Street, 574 Nancy Street and 543 Sugar Hill Drive from R-4 (Single Family Residential 4 units/acre) and OI (Office Institutional) to R-4 (Single Family Residential 4 units/acre). Ward 4.

*Tabled*

*Motion to table this matter until the next regular City Council meeting, with the applicant being responsible for the advertising costs.*

20090031

**Z2009-02 Lee Jaraysi 555 Commerce Avenue**

Z2009-02 (REZONING) LEE JARAYSI request rezoning for property located in Land Lot 578, 17th District, Parcel 0130, 2nd Section, Marietta, Cobb County, Georgia and being known as 555 Commerce Avenue from CRC (Community Retail Commercial) to CRC (Community Retail Commercial) with stipulations and variances. Ward 6.

***Referred to the CITY COUNCIL SPECIAL MEETING***

*Motion to refer this matter to a Special Called City Council meeting, which will be held February 25th or 26th.*

20081462

**Code Enforcement - 441 Roosevelt Circle**

An ordinance authorizing the removal of overgrown grass, weeds and obnoxious vegetation, along with trash and debris, rendering sanitary property in the corporate limits of the City of Marietta, Georgia at 441 Roosevelt Circle.

Listed Owner: Ana G. Vargas

1st Certified mail receipt to owner returned 11-21-08; Not Deliverable as Addressed/Unable to Forward

2nd Certified mail receipt to owner returned 01/02/09; Unable to Forward.

1st notice to Chase Home Finance LLC returned 01/02/09 marked "Moved, Left No Address, Unable to Forward."

3rd Certified letter to owner (not yet returned as of 01/28/09) and to JP Morgan Chase Custody Services (per Security Deed) - returned on 01/08/09, signed by Artis Elliot of JP Morgan Chase Custody Services.

Taxes paid: Yes

**PUBLIC HEARING REQUIRED**

Philip M. Goldstein abstaining

***Removed***

20090126

**Code Enforcement - 129 Hedges Street**

An ordinance authorizing the removal of overgrown grass, weeds and obnoxious vegetation, along with trash and debris, rendering sanitary property in the corporate limits of the City of Marietta, Georgia at 129 Hedges Street.

Listed Owner: Cindy L. Baker

Certified mail receipt not received as of 02-01-09.

Taxes paid: No, \$2,048.27 owed for 2007 & 2008

**PUBLIC HEARING REQUIRED**

Philip M. Goldstein abstaining

***Approved***

20090135

**Denial of a Claim**

Denial of a claim of Mr. James Bussey.

***Approved to Deny Claim***

**20090099 Sister Cities Student Program Donation**

Motion to approve a grant for Sister Cities Student Exchange Program for cultural exchange with students from Linz am Rhein, Germany.

***Approved as Stipulated***

*Motion to approve a \$6000 grant for Sister Cities Student Exchange Program for cultural exchange with students from Linz am Rhein, Germany.*

**20081281 CA2009-01 Proposal to Amend the Comprehensive Development Code**

Motion to authorize advertisement of the Comprehensive Development Code of the City of Marietta, Division 714.04. Signs, General Regulations and Division 714.09, Signs, Definitions.

***Approved*****20090084 Detailed Plan for Walton Communities, LLC 1650 Austell Road**

Motion to approve the attached Revised Detailed Plan for Walton Communities according to the site plan identified as Legacy at Walton Village, Phase II, dated January 12, 2009, and the landscape plan labeled "Legacy Phase II" dated January 21, 2009, with the condition that all appropriate restrictions, including the age restriction, be filed with the deed. Further, that the deed be filed with the Superior Court prior to the issuance of any permits.

***Approved*****20090090 Manning Reserve**

Motion to approve a request from John Elliott of Keeler Woods Joint Venture, LLC to revise paragraph #11 in the letter of stipulations dated March 21, 2006, from Garvis L. Sams, Jr. to Mr. Russell J. Roth, that was approved as part of the rezoning of 27.7 acres of property located on Manning Road by City Council on April 11, 2006 (Legistar # 20060323) also known as Manning Reserve. Paragraph 11 shall be revised as follows:

11. The Smith Manning House and the existing outbuildings shall remain situated on a 4.23 acre tract including, but not necessarily limited to, the following:

- a. The erection of protective fencing around the 4.23 acre tract during construction.
- b. The establishment of a 25' landscape buffer on those lots within the proposed residential community which are in direct contiguity to the 4.23 acre tract upon which the Smith-Manning House and its outbuildings are situated.
- c. Following recommendations from Cobb Landmarks or the City staff with respect to historic/interpretive/educational signage regarding the Smith-Manning House. The content, placement and configuration of said signage and markers (if any) shall be subject to the Mayor's and City Council's review and approval.

***Approved***

20090085      **Farmer's Market Street Closure Request**

Motion approving a request from Johnny Fulmer, manager of the Marietta Farmer's Market for the closure of N. Park Square and a portion of Mill Street from 7 a.m. to 1 p.m Saturday mornings from May 2 to September 26.

*Approved*

20090106      **SPLOST Position Allocation**

Ordinance amending the 2008-09 City/BLW pay and classification plans and position allocation chart for the positions Development Coordinator position and SPLOST Technician positions.

*Approved*

20081517      **City Manager Employment Agreement**

Approval of the City Manager Employment Agreement.

*Approved*

20090097      **Historic Street Sign**

Motion approving an amendment to the Cherokee-Church Street Historic District & Kennestone Area Agreement to allow the installation of a brick-based monument sign announcing the Church-Cherokee Historic District.

*Approved*

20090088      **Storm Water Management Ordinance**

Approval of the revised Post-Development Stormwater Management Ordinance.

*Approved*

20090098      **SPLOST Budget Allocation**

Motion to approve the reallocation of 2005 SPLOST funds.

*Approved*

20090154      **Building Permit Fees**

Motion to approve revisions to the Marietta Fee Chart related to building permits.

*Approved*

20090132      **BLW Actions of February 9, 2009**

Review and approval of the February 9, 2009 actions and minutes of the Marietta Board of Lights and Water Works. (BLW)

*Approved*